

REMARKS

In the Office Action mailed May 11, 2009, the Office noted that claims 1-45 were pending and rejected claims 1-45. Claims 2, 5, 8, 9, 18, 19, 26, 28, 29, 32, 35, 36, 39-41, 44 and 45 have been amended, claims 20-25, 42 and 43 have been canceled, and, thus, in view of the foregoing, claims 1-19, 26-41, 44 and 45 remain pending for reconsideration which is requested. No new matter has been added. The Office's rejections and objections are traversed below.

ATTORNEY DOCKET NUMBER

Please change the attorney docket number in this matter to **8108-1002**.

ALLOWABLE SUBJECT MATTER

The Office has indicated that claims 1-45 would be in a condition for allowance if re-written to overcome the rejections and objections of the Office. The Applicant thanks the Office for the consideration given the claims and submit that the claims are allowable as the objections and rejections are addressed as discussed below.

OBJECTION TO THE DRAWINGS

The drawings stand objected to. In particular, the Office asserts that Figures 20-23 do not indicate that the

features shown are prior art. The Applicant submits herewith replacement sheets indicating the figures to be "Prior Art." The Applicant submits that no new matter is believed to have been added by the amendment of the figures.

Withdrawal of the objection is respectfully requested.

OBJECTION TO THE SPECIFICATION

The disclosure stands objected to for informalities. In particular, the Office states that the Abstract contains legal language such as "said" or "means".

The Applicant has amended the Specification in compliance with the comments of the Office.

Withdrawal of the objection is respectfully requested.

REJECTIONS under 35 U.S.C. § 101

Claims 20-25, 42 and 43 stand rejected under 35 U.S.C. § 101 as being directed to non-statutory subject matter. The Applicant has cancelled claims 20-25, 42 and 43.

Withdrawal of the rejections is respectfully requested.

DOUBLE PATENTING

Claims 1, 2, 13, 14 and 26 are provisionally rejected on grounds of nonstatutory obviousness-type double patenting as being unpatentable over U.S. Patent No. 7,302,351. The Applicant files a Terminal Disclaimer herewith to overcome the provisional

rejections.

Withdrawal of the provisional rejections is respectfully requested.

SUMMARY

It is submitted that the claims satisfy the requirements of 35 U.S.C. § 101. It is also submitted that claims 1-19, 26-41, 44 and 45 continue to be allowable. It is further submitted that the claims are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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APPENDIX:

The Appendix includes the following item(s):

- Replacement Sheets for Figures 20-23 of the drawings
- Terminal Disclaimer
- Abstract of the Disclosure